

#15

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lindberg et al.
Serial No. : 09/690,044
Filed : October 16, 2000
For : NEW COMPOUND'S
Examiner : J. Fan
Group Art Unit : 1625

CERTIFICATE OF TRANSMISSION UNDER 37 CFR §1.8

I hereby certify that this paper is being
transmitted by facsimile to the
Assistant Commissioner for Patents
Washington, D.C. 20231, on October 3, 2003.

John M. Genova 32,224
Attorney Name PTO Reg. No.

John M. Genova 30 Oct 2003
Signature Date of Signature

10/10/2003 GANTHONY 00000001 231703 09690044
Sale Ref: 00000001 DAH: 231703 09690044
01 FC:1401 330.00 DA

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: Examiner Jane Fan**GROUP ART UNIT: 1625****NUMBER OF PAGES: 2****FAX NUMBER: 703-746-5144**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. §1.191)**

Sir:

Applicants hereby appeal to the Board from the decision of the Primary Examiner, mailed
April 3, 2003, finally rejecting claims 1 and 35. The item(s) below are appropriate:

BEST AVAILABLE COPY

1. STATUS OF APPLICANTS

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(b), the fee for filing a Notice of Appeal is **\$330.00**. Authorization is hereby given to charge Deposit Account No. 23-1703 in the amount of Three Hundred and Thirty Dollars (\$330.00) to cover the fee for submitting a Notice of Appeal.

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

Applicants petition for an extension of time under 37 C.F.R. §1.135. An extension for three (3) months was secured as part of Applicants' response to the final Office Action, filed September 22, 2003, thereby extending the period for response up to and including October 3, 2003. Therefore, no additional extension fee should be required.

Any additional fee due in connection with this communication should be charged to Deposit Account No 23. 1703.

Dated: October 3, 2003

Respectfully submitted,



John M. Genova
Reg. No. 32,224
Attorney for Applicants

Customer No. 007470
(212) 819-8832

BEST AVAILABLE COPY